

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT NO. 6,694,355 SERIAL NO.: 09/524,940
INVENTOR: Reuben Bahar FILING DATE: March 14, 2000
ISSUE DATE: February 17, 2004

FOR: METHOD AND SYSTEM FOR COLLECTIVELY GENERATING USE-CREATED
DESIGNS OF PRODUCTS AND PROPERTY VIA A COMMUNICATIONS
NETWORK

VIA FACSIMILE: 571-273-6500

09/11/2012 MBANGURA 00000004 030000 6694355
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Director of the U. S. Patent and Trademark Office
Attn: Maintenance Fees
2051 Jamieson Avenue, Ste. 300
Alexandria, VA 22314

NOTICE OF LOSS OF SMALL ENTITY STATUS (37 CFR §1.27(g)(2))
AND CORRECTION OF DEFICIENT FEE PAYMENT FOR
SECOND MAINTENANCE FEE (37 CFR §1.28(c))

Sir:

Assignee Constructive Designs, LLC hereby gives notice to the Patent Office, pursuant to 37 CFR § 1.27(g)(2), that it does not qualify for small entity status relative to payment of fees for the above-referenced patent.

Assignee has also discovered that the second maintenance fee, paid by former patentee Reuben Bahar, was deficient when paid on April 3, 2011. Accordingly, Assignee requests that it be permitted to pay the deficiency for the second maintenance fee for U.S. Patent No. 6,694,355, and that the original deficient fee payment be excused.

Assignee acquired ownership of U.S. Patent No. 6,694,355 by an Assignment executed on March 5, 2012. Such Assignment was recorded on March 5, 2012, at Reel 027807, Frame 0877.

Error in Small Entity Status: Former patentee Reuben Bahar paid the second maintenance fee for U. S. Patent No. 6,694,355 on April 3, 2011 at the small entity rate of \$1,240.00. However, prior to April 3, 2011 (but after payment of the first maintenance fee), Mr. Bahar granted two non-exclusive licenses to two companies; neither of those companies qualifies as "small business concerns". At the time that Mr. Bahar paid such second maintenance fee, Mr. Bahar did not realize that the amount of the second maintenance fee depended upon whether such non-

exclusive licensees qualified as small business concerns. Thus, while Mr. Bahar paid the second maintenance fee at the small entity rate in error, Mr. Bahar paid such second maintenance fee in good faith, and without any intention to deceive. This error was first discovered on September 5, 2012.


Calculation of Deficiency Owed: The amount of a second maintenance fee currently in effect for other than a small entity is \$2,850.00. The amount paid on April 3, 2011 was \$1,240.00. The deficiency is therefor \$2,850.00 - \$1,240.00, or \$1,610.00. Please charge \$1,610.00 and any other late fees or surcharges that are owed, to our Deposit Account No. 03-0088.

Itemization of the Deficiency Payment:

- A) Type of fee erroneously paid as small entity:
second maintenance fee (current fee amount is \$2,850.00).
- B) Small entity fee actually paid:
\$1,240.00 on April 3, 2011.
- C) Deficiency owed amount:
\$1,610.00.
- D) Total deficiency payment owed:
\$1,610.00.

Respectfully submitted,

CAHILL GLAZER PLC


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